

**COUNTERINTELLIGENCE RESTRUCTURING**

*Permanent Select Committee on Intelligence:* Met in executive session to hold a hearing on Counterintelligence Restructuring. Testimony was heard from departmental witnesses.

violate a court order regarding interference with rights to prayer in public schools.

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Rejected:

By 47 yeas to 53 nays (Vote No. 236), Helms Amendment No. 2416 (to Amendment No. 2415), to prohibit funds to any State or local educational agency which has a policy of denying constitutionally protected prayer in public schools by individuals on a voluntary basis.

Page 18207

By 45 yeas to 53 nays (Vote No. 238), Dole/Coats/Lieberman Modified Amendment No. 2417, to create a demonstration program to provide students who attend violence-prone schools with scholarships to enable such students to attend safe schools.

Page 18233

During consideration of this measure today, Senate also took the following action:

By a unanimous vote of 98 yeas (Vote No. 235), Senate agreed to a motion to proceed to the consideration of S. 1513, entitled "Improving America's Schools Act of 1993".

Pages 18066, 18075

Senate will continue consideration of the bill and amendments to be proposed thereto, on Thursday, July 28.

**Department of Defense Authorizations—Conferees:** Pursuant to the order of July 1, 1994, Senate deemed to have disagreed to the amendment of the House to S. 2182, to authorize appropriations for fiscal year 1995 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Nunn, Exon, Levin, Kennedy, Bingaman, Glenn, Shelby, Byrd, Graham, Robb, Lieberman, Bryan, Thurmond, Warner, Cohen, McCain, Lott, Coats, Smith, Kempthorne, Faircloth, and Hutchison.

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**Motion to Request Attendance:** During today's proceedings, Senate also took the following action:

By 77 yeas to 20 nays (Vote No. 234), Senate agreed to a motion to instruct the Sergeant at Arms to request the attendance of absent Senators.

Page 18070

**Nominations Received:** Senate received the following nominations:

Anthony S. Earl, of Wisconsin, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation.

Gary Niles Kimble, of Montana, to be Commissioner of the Administration for Native Americans, Department of Health and Human Services.

**Joint Meetings****JAPANESE ECONOMIC GROWTH**

*Joint Economic Committee:* Committee concluded hearings to examine long-term prospects for Japanese economic growth and implications for United States policy, after receiving testimony from Dick K. Nanto, Specialist in Industry and Trade, Congressional Research Service, Library of Congress; and Arthur J. Alexander, Japan Economic Institute of America, and Hiroyuki Tezuka, NKK Corporation, both of Washington, D.C.

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Wednesday, July 27, 1994

**Senate****Chamber Action**

*Routine Proceedings, pages 18065–18272*

**Measures Introduced:** Five bills and one resolution were introduced, as follows: S. 2326–2330, and S. Con. Res. 73.

Pages 18252, 18263

**Measures Reported:** Reports were made as follows:

S. 617, to authorize research into the desalinization of water and water reuse and to authorize a program for States, cities, or any qualifying agency which desires to own and operate a desalinization of water reuse facility to develop such facilities, with amendments. (S. Rept. No. 103–320)

Page 18252

**Improving America's Schools Act:** Senate began consideration of S. 1513, entitled "Improving America's Schools Act of 1993", with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 18075, 18233

Adopted:

(1) Domenici/Dodd/Mikulski Amendment No. 2414, to establish a grant program for the design and implementation of character education programs.

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(2) By 93 yeas to 7 nays (Vote No. 237), Kassebaum Amendment No. 2415, to impose a fine on persons who

David George Newton, of Virginia, to be Ambassador to the Republic of Yemen.

Routine lists in the Army, Coast Guard, Foreign Service.

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Additional Statements:	Page 18267

**Record Votes:** Five record votes were taken today. (Total—238)

Pages 18070, 18075, 18229, 18242

**Recess:** Senate convened at 9:30 a.m., and recessed at 8:51 p.m., until 8:30 a.m., on Thursday, July 28, 1994. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page 18271.)

## Committee Meetings

### BUSINESS MEETING

*Committee on Armed Services:* Committee met in closed session to consider pending military nominations and to discuss issues relating to the conference with the House of Representatives on H.R. 4301, Department of Defense Authorization Act, Fiscal Year 1995.

Committee will meet again tomorrow.

### WATER RECLAMATION PROJECTS

*Committee on Energy and Natural Resources:* Subcommittee on Water and Power concluded hearings on S. 2253, to authorize a reallocation of certain construction costs associated with the Mountain Park reclamation project in Oklahoma, S. 2262, to provide greater flexibility in the expenditure of funds for the Elwha River ecosystem and fisheries restoration in the State of Washington, and S. 2266, to authorize the Secretary of the Interior to designate certain officers or employees to provide law enforcement within areas subject to the jurisdiction of the Bureau of Reclamation, after receiving testimony from Senators Gorton and Murray; Daniel P. Beard, Commissioner, Bureau of Reclamation, Department of the Interior; and Thomas R. Archer, Mountain Park Master Conservancy District, Mountain Park, Oklahoma.

### URUGUAY ROUND

*Committee on Finance:* Committee resumed consideration of proposed legislation to implement the Uruguay Round of

Multilateral Trade Negotiations, but did not complete action thereon, and will meet again tomorrow.

### NOMINATION

*Committee on Foreign Relations:* Committee concluded hearings on the nomination of Ralph Earle II, of the District of Columbia, to be Deputy Director of the U.S. Arms Control and Disarmament Agency, after the nominee testified and answered questions in his own behalf.

### BOSNIA

*Committee on Foreign Relations:* Committee met in closed session to receive a briefing on the status of negotiations on Bosnia from Charles E. Redman, Special Envoy for the former Yugoslavia, Department of State.

Committee recessed subject to call.

### DRUG PRICING

*Committee on Governmental Affairs:* Committee held hearings to examine the differences in prescription drug prices between the United States and certain countries, receiving testimony from Sarah F. Jaggar, Director, Health Financing and Policy Issues, Health, Education, and Human Services Division, General Accounting Office; Peter S. Arno, Montefiore Medical Center/Albert Einstein College of Medicine, Bronx, New York; and James P. Love, Center for Study of Responsive Law, Judith Waxman, Families U.S.A., and Gerald J. Mossinghoff, Pharmaceutical Research and Manufacturers of America, all of Washington, D.C.

Hearings were recessed subject to call.

### MINORITY BUSINESS DEVELOPMENT

*Committee on Small Business:* Committee concluded oversight hearings on the implementation of the Small Business Administration's minority business development program mandated by the Business Opportunity Development Reform Act (P.L. 100-656), to foster the growth of small disadvantaged businesses, after receiving testimony from Jacquelyn Williams-Bridgers, Associate Director, Housing and Community Development Issues, Resources, Community, and Economic Development Division, General Accounting Office; James F. Hoobler, Inspector General, Small Business Administration; Derek J. Vander Schaaf, Deputy Inspector General, Department of Defense; and Joshua I. Smith, Maxima Corporation, Lanham, Maryland, on behalf of the U.S. Commission on Minority Business Development.

## House of Representatives

### Chamber Action

**Bills Introduced:** Five public bills, H.R. 4839-4843; two private bills, H.R. 4844 and H.R. 4845; and two

resolutions, H. Con. Res. 274 and H. Res. 493, were introduced.

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**Reports Filed:** Reports were filed as follows:

H. Res. 491, providing for consideration of H.R. 2448, to improve the accuracy of radon testing products and services, and to increase testing for radon (H. Rept. 103-622);

H. Res. 492, providing for consideration of S. 208, to reform the concessions policies of the National Park Service (H. Rept. 103-623); and

Conference report on H.R. 4453, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1995 (H. Rept. 103-624).

Pages 18345, 18357

**Meeting Hour:** Agreed that the House will meet at 11:00 a.m. on Thursday, July 28, and Friday, July 29.

Page 18273

**California Desert Protection:** By a yea-and-nay vote of 298 yeas to 128 nays, Roll No. 357, the House passed H.R. 518, to designate certain lands in the California Desert as wilderness, to establish the Death Valley and Joshua Tree National Parks and the Mojave National Monument.

Page 18277

Agreed to the Miller of California motion that debate on the bill and all amendments thereto be concluded no later than 2:00 p.m. today (agreed to by a recorded vote of 246 yeas to 179 noes, Roll No. 355).

Page 18302

**Rejected:**

The Calvert amendment, as modified, that sought to delay the effective date of the Act until the backlog of lands to be acquired by the National Park Service has been reduced by 50 percent, as determined by the Office of Management and Budget (rejected by a recorded vote of 138 yeas to 288 noes, Roll No. 355); and

Page 18277

The Vucanovich of Nevada amendment that sought to require the Department of the Interior to waive any provision that the Bureau of Mines determines will result in requiring imports of any mineral from any foreign nation in an amount exceeding 90 percent of 1992 United States consumption.

Page 18303

The Lewis of California amendment, in the nature of a substitute was offered, but subsequently withdrawn, that sought to designate 2.3 million acres of land as wilderness; designate 62 wilderness areas on BLM lands; add 104,000 acres to the Death Valley National Monument; and add 4,800 acres to the Joshua Tree National Monument.

Page 18308

Subsequently, S. 21, a similar Senate-passed bill, was passed in lieu after being amended to contain the lan-

guage of the House bill as passed. H.R. 518, was laid on the table. Agreed to amend the title of the Senate bill.

Page 18323

The Clerk was authorized to correct section numbers, and cross-references, and to make other necessary technical and conforming changes in the engrossment of the Senate amendments.

Page 18335

**Late Report:** Conferees received permission to have until midnight tonight to file the conference report on H.R. 4453, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1995.

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**Airport and Airway Improvement:** The Speaker made the following modification in the appointment of conferees in the conference on H.R. 2739, to amend the Airport and Airway Improvement Act of 1982 to authorize appropriations for fiscal years 1994, 1995, and 1996: From the Committee on Education and Labor, Representative McKeon is appointed in lieu of Representative Goodling for consideration of section 418 of the Senate amendment and modifications committed to conference.

Page 18345

**Referrals:** Two Senate-passed measures were referred to the appropriate House Committees.

Page 18385

**Senate Messages:** Messages received from the Senate today appear on page 18273.

**Quorum Calls—Votes:** Two recorded votes and one yea-and-nay vote developed during the proceedings of the House today and appear on pages 18302, 18322. There were no quorum calls.

**Adjournment:** Met at 10 a.m. and adjourned at 5:10 p.m.

## Committee Meetings

### MISCELLANEOUS MEASURES

**Committee on Agriculture:** Subcommittee on Department Operations and Nutrition approved for full Committee action as amended the following bills: H.R. 2927, Plant Variety Protection Act Amendments of 1993; and H.R. 1627, Food Quality Protection Act of 1993.

### DOD POLICY ON DEFENSE INDUSTRY MERGERS, ACQUISITIONS, AND RESTRUCTURING

**Committee on Armed Services:** Subcommittee on Oversight and Investigations held a hearing on Department of Defense policy on defense industry mergers, acquisitions, and restructuring. Testimony was heard from John M. Deutch, Deputy Secretary, Department of Defense; David E. Cooper, Director, Acquisition Policy, Technology and Competitiveness Issues, National Security and International Affairs Division, GAO; and public witnesses.



## SPACE STATION CONTRACTORS

*Committee on Energy and Commerce:* Subcommittee on Oversight and Investigations held a hearing on the problems with budgeting and financial control systems involving major publicly held contractors on the Space Station. Testimony was heard from Michael J. Thibault, Assistant Director, Policy and Plans, Defense Contract Audit Agency, Department of Defense; and Gen. John R. Dailey, USMC (Ret.), Acting Deputy Administrator, NASA.

## OVERSIGHT

*Committee on Energy and Commerce:* Subcommittee on Transportation and Hazardous Materials held an oversight hearing on the following: Groundwater monitoring in small rural landfills; H.R. 2654, to authorize the Administrator of the Environmental Protection Agency to exempt certain small landfills from the groundwater monitoring requirements contained in landfill regulations promulgated by the Agency; and ash generated from the burning of municipal solid waste in waste-to-energy incinerators. Testimony was heard from Representative Sarpalius; Peter Robertson, Deputy Assistant Administrator, Office of Solid Waste and Emergency Response, EPA; and public witnesses.

## AMERICAN PUBLIC ATTITUDES TOWARD FOREIGN POLICY

*Committee on Foreign Affairs:* Held a hearing on American Public Attitudes Toward Foreign Policy. Testimony was heard from public witnesses.

## ETHIOPIA: THE CHALLENGES AHEAD

*Committee on Foreign Affairs:* Subcommittee on Africa held a hearing on Ethiopia: The Challenges Ahead. Testimony was heard from George Moose, Assistant Secretary, African Affairs, Department of State; John Hicks, Assistant Administrator, Africa, AID, U.S. International Development Cooperation Agency; and public witnesses.

## HAITI: VIEWS FROM CONGRESS AND LEGISLATIVE APPROACHES

*Committee on Foreign Affairs:* Subcommittee on Western Hemisphere Affairs held a hearing on Haiti: Views from Congress and Legislative Approaches. Testimony was heard from Representatives Rangel, Smith of New Jersey, Owens, Richardson, Reed, and Meek.

## HEALTH SECURITY ACT; DRAFT REPORT

*Committee on Government Operations:* Ordered reported as amended H.R. 3600, Health Security Act.

The Committee also approved the following draft report entitled "Criminal Aliens: A Federal Responsibility and a State and Local Burden?"

## HEALTH SECURITY ACT

*Committee on Government Operations:* Subcommittee on Human Resources and Intergovernmental Relations ap-

proved for full Committee action as amended H.R. 3600, Health Security Act.

## HEALTH SECURITY ACT; DRAFT REPORT

*Committee on Government Operations:* Subcommittee on Information, Justice, Transportation and Agriculture approved for full Committee action the following: H.R. 3600, Health Security Act; and a draft report entitled "Criminal Aliens: A Federal Responsibility and a State and Local Burden?"

## MISCELLANEOUS MEASURES

*Committee on Natural Resources:* Ordered reported as amended the following bills: H.R. 1562, Chacoan Outliers Protection Act of 1993; H.R. 3964, Santa Fe National Forest Boundary Adjustment Act of 1994; H.R. 3050, to expand the boundaries of the Red Rock Canyon National Conservation Area; S. 1703, Piscataway National Park Expansion Act of 1994; H.R. 1690, to authorize certain elements of the Yakima River Basin Water Enhancement Project; H.R. 4653, Mohegan Nation of Connecticut Land Claims Settlement Act of 1994; H.R. 4230, American Indian Religious Freedom Act Amendments of 1994; and H.R. 3967, Helium Act of 1994.

## LEGISLATION AND REGULATIONS AFFECTING SCENIC OVERFLIGHTS ABOVE NATIONAL PARKS

*Committee on Public Works and Transportation:* Subcommittee on Aviation held a hearing on Legislation and Regulations Affecting Scenic Overflights Above National Parks. Testimony was heard from Senators McCain, Reid, and Akaka; Representatives Williams, Peterson of Minnesota, Mink, Vucanovich, Bryan; Barry Valentine, Assistant Administrator, Policy, Planning and International Aviation, FAA, Department of Transportation; John Reynolds, Deputy Director, National Park Service, Department of the Interior; former Senator Barry M. Goldwater, State of Arizona; and public witnesses.

## SUPERFUND REFORM ACT

*Committee on Public Works and Transportation:* Subcommittee on Water Resources and Environment action approved for full Committee action as amended H.R. 3800, Superfund Reform Act of 1994.

## RADON AWARENESS AND DISCLOSURE ACT

*Committee on Rules:* Granted an open rule provision 1 hour of debate on H.R. 2448, Radon Awareness and Disclosure Act of 1994. The rule makes in order the Energy and Commerce Committee amendment in the nature of a substitute now printed in the bill as an original bill for the purpose of amendment. The substitute shall be considered as read. Finally, the rule provides one motion to recommend with or without instructions. Testimony was heard from Representatives Waxman, Swift, and Oxley.

## NATIONAL PARK SERVICE CONCESSIONS POLICY REFORM ACT

*Committee on Rules:* Granted an open rule providing 1 hour of debate on S. 208, National Park Service Concession Policy Reform Act of 1994. Section 302(f) of the Congressional Budget Act is waived against consideration of the bill. The rule makes in order the Natural Resources Committee amendment in the nature of a substitute now printed in the bill, as modified by the amendment printed in the report to accompany the rule, as an original bill for the purpose of amendment. The substitute shall be considered as read. Clause 5(a) of Rule XXI is waived against the committee substitute. Finally, the rule provides one motion to recommit with or without instructions.

## EPA LABORATORY STRUCTURE

*Committee on Science, Space, and Technology:* Held a hearing on the EPA Laboratory Structure. Testimony was heard from Carole M. Browner, Administrator, EPA.

## MARITIME ADMINISTRATION AUTHORIZATION ACT

*Committee on Ways and Means:* Ordered reported as amended H.R. 4003, Maritime Administration Act of Fiscal Year 1995.

## WELFARE REFORM

*Committee on Ways and Means:* Subcommittee on Human Resources continued hearings on aspects of Welfare Reform, with further discussion of H.R. 4605, Work and Responsibility Act of 1994. Testimony was heard from Members of Congress.

Hearings continue tomorrow.

## Joint Meetings

### OMNIBUS CRIME BILL

*Conferees* continued in evening session to resolve the differences between the Senate and House-passed versions of H.R. 3355, to allow grants to increase police presence, to expand and improve cooperative efforts between law enforcement agencies and members of the community to address crime and disorder problems, and otherwise to enhance public safety.

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Thursday, July 28, 1994

## Senate

## Chamber Action

*Routine Proceedings, pages 18474–18589*

**Measures Introduced:** Five bills and one resolution were introduced, as follows: S. 2331–2335, and S. Res. 246. Pages 18573, 18581

### Measures Passed:

**Death of Hugh Scott:** Senate agreed to S. Res. 246, relative to the death of the Honorable Hugh Scott, formerly a Senator from the State of Pennsylvania.

Page 18588

**Improving America's Schools Act:** Senate continued consideration of S. 1513, entitled "Improving America's Schools Act of 1993", with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 18501, 18519, 18562

### Adopted:

(1) By 60 yeas to 40 nays (Vote No. 239), Gorton Amendment No. 2418, to provide local school officials control over violence in classrooms and on school property.

Pages 18501, 18538

(2) Specter Amendment No. 2419, to provide demonstration projects to test the effectiveness of private management of public education programs.

Page 18507

(3) Specter/Pell Amendment No. 2420, to establish a grant program to provide workplace and community transition training to youth offenders in prisons.

Page 18508

(4) Specter Modified Amendment No. 2421, to authorize a demonstration to test the effectiveness of prenatal education and counseling on student pregnancy outcomes.

Page 18510

(5) Moseley-Braun/Kennedy Modified Amendment No. 2422, to require institutions of higher education to disclose participation rates, and program support expenditures, in college athletic programs.

Pages 18513, 18521, 18524

(6) Simon Modified Amendment No. 2423, to provide financial incentives and assistance to States or local educational agencies to enable them to increase the amount of time that students spend in academic programs, and to promote flexibility in school scheduling.

Pages 18515, 18540

(7) Simon Amendment No. 2424, to increase funds for the Women's Educational Equity Program.

Page 18519

(8) By a unanimous vote of 100 yeas (Vote No. 240), Jeffords Modified Amendment No. 2425, to provide local school officials control over violence in classrooms and on school property.

Page 18529

(9) Byrd Amendment No. 2426, to require a report to Congress on data collected on violence in elementary and secondary schools.

Page 18544

(10) Byrd Amendment No. 2427, to prohibit the use of funds to local educational agencies unless such agencies